

Forty-ninth Legislature
First Regular Session

COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2170

(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Section 28-1593, Arizona Revised Statutes, is amended to
3 read:

4 28-1593. Service of uniform traffic complaint

5 A. A traffic complaint may be served by delivering a copy of the
6 uniform traffic complaint citation to the person charged with the violation
7 or by any means authorized by the rules of civil procedure. At the
8 discretion of the issuing authority, a complaint for a violation issued after
9 an investigation in conjunction with a traffic accident may be sent by
10 certified mail, return receipt requested and delivered to addressee only, to
11 the address provided by the person charged with the violation. Service of
12 the complaint is complete on filing the receipt in the court having
13 jurisdiction of the violation.

14 B. The original complaint shall be filed in a court having
15 jurisdiction of the violation within ten court days of the time the complaint
16 was issued. A peace officer, or duly authorized agent or someone paid to act
17 on behalf of a traffic enforcement agency, may issue the traffic complaint.

18 ~~C. Notwithstanding subsection B of this section, a civil traffic
19 violation issued pursuant to section 41-1722 may be issued pursuant to a
20 notice of violation before a citation is filed in court.~~

21 ~~D. If a person fails to respond to the notice of violation or contests
22 responsibility, a uniform traffic complaint citation shall be served and
23 filed as otherwise provided in this section.~~

24 ~~E. The supreme court shall establish rules governing the issuance,
25 service and processing of the notice of violation, including rules allowing a
26 person to admit responsibility before a citation is filed in court.~~

27 Sec. 2. Repeal

28 Section 41-1722, Arizona Revised Statutes, is repealed.

1 Sec. 3. Payment of damages; transfer of monies

2 The department of public safety shall use any monies in the photo
3 enforcement fund on the effective date of this act to pay damages to the
4 contractor under section 41-1722, Arizona Revised Statutes, resulting from
5 the termination of the contract. Any monies remaining in the fund after
6 payment of damages pursuant to this section are transferred to the state
7 general fund."

8 Amend title to conform

and, as so amended, it do pass

ANDY BIGGS
Chairman

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03/03/2009

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